

Senate Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 219

SENATE BILL 1183

AN ACT

AMENDING SECTION 41-1442, ARIZONA REVISED STATUTES; RELATING TO PUBLIC
ACCOMMODATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1442, Arizona Revised Statutes, is amended to
3 read:

4 41-1442. Discrimination in places of public accommodation:
5 exceptions

6 A. Discrimination in places of public accommodation against any person
7 because of race, color, religion, sex, national origin or ancestry is
8 contrary to the policy of this state and shall be deemed unlawful.

9 B. No person shall, directly or indirectly, SHALL refuse to, withhold
10 from or deny to any person, nor aid in or incite such THE refusal to deny or
11 withhold, accommodations, advantages, facilities or privileges thereof
12 because of race, color, religion, sex, national origin or ancestry, nor shall
13 distinction be made with respect to any person based on race, color,
14 religion, sex, national origin or ancestry in connection with the price or
15 quality of any item, goods or services offered by or at any place of public
16 accommodation.

17 C. Any person who is under the influence of alcohol or narcotics, who
18 is guilty of boisterous conduct, who is of lewd or immoral character, who is
19 physically violent or who violates any regulation of any place of public
20 accommodation that applies to all persons regardless of race, color,
21 religion, sex, national origin or ancestry may be excluded from any such
22 place of public accommodation and nothing in this article shall be considered
23 to limit the right of such exclusion.

24 D. NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE AND EXCEPT AS
25 REQUIRED BY FEDERAL LAW, IT IS NOT AN UNLAWFUL PRACTICE IF A PERSON FAILS TO
26 PROVIDE A TRAINED AND COMPETENT BILINGUAL PERSON WHO IS SKILLED IN
27 INTERPRETING A LANGUAGE OTHER THAN ENGLISH TO ASSIST A PERSON WHO IS SEEKING
28 SERVICES AT A PLACE OF PUBLIC ACCOMMODATION. NOTWITHSTANDING ANY OTHER
29 PROVISION OF THIS ARTICLE AND EXCEPT AS REQUIRED BY FEDERAL LAW, A PERSON WHO
30 OFFERS A SERVICE AT A PLACE OF PUBLIC ACCOMMODATION IS NOT REQUIRED TO
31 PROVIDE A PERSON WHO IS SEEKING THE SERVICE ANY FORM OR OTHER DOCUMENTATION
32 IN THAT PERSON'S NATIVE LANGUAGE.

33 E. IT IS NOT AN UNLAWFUL PRACTICE PURSUANT TO THIS SECTION FOR A
34 PERSON TO FAIL TO PROVIDE SERVICE AT A PLACE OF PUBLIC ACCOMMODATION IF BY
35 PROVIDING THE SERVICE THE PERSON OFFERING THE SERVICE WOULD VIOLATE A STATE
36 OR FEDERAL LAW OR A RULE THAT IS ADOPTED BY A STATE OR FEDERAL BOARD,
37 COMMISSION OR AGENCY THAT HAS JURISDICTION OVER THE PERSON OFFERING THE
38 SERVICE.

APPROVED BY THE GOVERNOR MAY 3, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 3, 2010.